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11 Attorneys for Defendant
GOOGLE INC.

12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA
14 SAN FRANCISCO DIVISION

15 ORACLE AMERICA, INC.,

16 Plaintiffs,

17 v.

18 GOOGLE INC.,

19 Defendant.
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Case No. 3:10-cv-03561 WHA

**GOOGLE'S RESPONSE TO REQUEST
FOR RESPONSE RE SUPPLEMENTAL
ANSWER (ECF NO. 1453)**

Dept. Courtroom 8, 19th Fl.
Judge: Hon. William Alsup

1 Pursuant to the Court's order regarding Google's precis request to file a motion for leave
2 to file a supplemental answer (ECF No. 1453), Google hereby provides the following response:

3 Taking as accurate the representation in Oracle's response to Google's precis request that
4 "Oracle has not yet (if ever) accused any [] version of Android" that includes source code based
5 on OpenJDK (ECF No. 1451 at 2), Google's request to file a supplemental answer to include a
6 license defense based on OpenJDK is currently moot. Google reserves the right to re-file its
7 request for leave, or otherwise assert its license defense based on OpenJDK, in any and all future
8 proceedings, including without limitation in any post-trial proceedings in this litigation, in any
9 injunction proceedings in this litigation, or in any other litigation, as appropriate under the
10 circumstances.

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12 Dated: January 27, 2016

KEKER & VAN NEST LLP

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14 By: /s/ Robert A. Van Nest
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